

The Honorable Barbara J. Rothstein

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

WILLIAM T. WHITMAN, individually and  
on behalf of all others similarly situated,

Plaintiffs,

vs.

STATE FARM LIFE INSURANCE  
COMPANY, an Illinois corporation,

Defendant.

NO. 3:19-cv-06025-BJR

DEFENDANT'S LCR 7(n) NOTICE OF  
SUPPLEMENTAL AUTHORITY

**I. NOTICE OF SUPPLEMENTAL AUTHORITY**

State Farm files this LCR 7(n) Notice of Supplemental Authority to bring to the Court's attention relevant authority issued after the date of State Farm's last brief on March 29, 2021. Attached as Exhibit 1 is a copy of *Olean Wholesale Grocery Coop., Inc., v. Bumble Bee Foods, LLC*, which the Ninth Circuit Court of Appeals decided on April 6, 2021.

DEFENDANT'S LCR 7(n) NOTICE OF  
SUPPLEMENTAL AUTHORITY – NO. 3:19-cv-  
06025-BJR

- 1 -

Betts  
Patterson  
Mines  
One Convention Place  
Suite 1400  
701 Pike Street  
Seattle, Washington 98101-3927  
(206) 292-9988

1 DATED this 13<sup>th</sup> day of April, 2021.

2 BETTS, PATTERSON & MINES, P.S.

3 By /s Joseph D. Hampton

4 By /s Kara A. Tredway

5 Joseph D. Hampton, WSBA #15297

6 Kara A. Tredway, WSBA #44984

7 Betts, Patterson & Mines, P.S.

8 One Convention Place, Suite 1400

9 701 Pike Street

10 Seattle WA 98101-3927

11 Telephone: (206) 292-9988

12 Facsimile: (206) 343-7053

13 E-mail: jhampton@bpmlaw.com

14 E-mail: ktredway@bpmlaw.com

15 STINSON LLP

16 By /s Todd Noteboom, pro hac vice

17 Todd Noteboom, pro hac vice

18 Stinson LLP

19 50 South Sixth Street, Suite 2600

20 Minneapolis, MN 55402

21 Telephone: 612-335-1894

22 E mail: todd.noteboom@stinson.com

23 STINSON LLP

24 By /s Jeremy A. Root, pro hac vice

25 Jeremy A. Root, pro hac vice

Stinson LLP

50 South Sixth Street, Suite 2600

Minneapolis, MN 55402

Telephone: 612-335-1894

E mail: jeremy.root@stinson.com

ALSTON & BIRD

By /s/ Cari Dawson, pro hac vice

By /s/ Tiffany Powers, pro hac vice

Cari Dawson, *pro hac vice*

Tiffany Powers, *pro hac vice*

Alston & Bird

One Atlantic Center

1201 West Peachtree Street, Suite 4900

Atlanta, GA 30309-3424

Telephone: 404-881-7000

Fax: 404-881-7777

E mail: tiffany.powers@alston.com

E mail: cari.dawson@alston.com

GIBSON DUNN

By /s/ Deborah L. Stein, pro hac vice

Deborah L. Stein, *pro hac vice*

Gibson Dunn

333 South Grand Avenue

Los Angeles, CA 90071-3197

Telephone: 213-229-7164

Facsimile: 213-229-6164

E mail: dstein@gibsondunn.com

Attorneys for Defendant State Farm Life  
Insurance Company

**CERTIFICATE OF SERVICE**

I, Joseph D. Hampton, hereby certify that on April 13, 2021, I electronically filed the following:

- **Defendant's LCR 7(n) Notice of Supplemental Authority; and**
- **Certificate of Service;**

with the Court using the CM/ECF system which will send notification of such filing to the following:

**Counsel for Plaintiff Whitman:**

Kim D. Stephens  
Rebecca Luise Solomon  
Tousley Brain Stephens  
1700 Seventh Avenue, Suite 2200  
Seattle, WA 98101  
206-682-5600  
E-mail: kstephens@tousley.com  
E-mail: rsolomon@tousley.com

**Counsel for Plaintiff Whitman:**

John J Schirger, *pro hac vice*  
Joseph M Feierabend, *pro hac vice*  
Miller Schirger LLC  
4520 Main Street, Suite 1570  
Kansas City, MO 64111  
E-mail: jschirger@millerschirger.com  
E-mail: jfeierabend@millerschirger.com

**Counsel for Plaintiff Whitman:**

Ethan M Lange, *pro hac vice*  
Matthew W. Lytle, *pro hac vice*  
Norman E. Siegel, *pro hac vice*  
Lindsay T. Perkins, *pro hac vice*  
Stueve Siegel Hanson  
460 Nichols Road, Suite 200  
Kansas City, MO 64112  
E-mail: lange@stuevesiegel.com  
E-mail: mlytle@millerschirger.com  
E-mail: siegel@stuevesiegel.com  
E-mail: perkins@stuevesiegel.com

**Counsel for Plaintiff Whitman:**

Stephen R Basser, *pro hac vice*  
Barrack Rodos & Bacine  
600 W. Broadway, Suite 900  
San Diego, CA 92101  
E-mail: sbasser@barrack.com

***Counsel for Plaintiff Whitman:***

Joseph Gentile (*pro hac vice* forthcoming)  
Ronen Sarraf (*pro hac vice* forthcoming)  
14 Bond Street #212  
Great Neck, NY 11021  
E-mail: joseph@sarrafgentile.com  
E-mail: ronen@sarrafgentile.com

1 Dated this 13<sup>th</sup> day of April, 2021.

2 BETTS, PATTERSON & MINES, P.S.

3 By /s Joseph D. Hampton

4 By /s Kara A. Tredway

5 Joseph D. Hampton, WSBA #15297

6 Kara A. Tredway, WSBA #44984

7 Betts, Patterson & Mines, P.S.

8 One Convention Place, Suite 1400

9 701 Pike Street

10 Seattle WA 98101-3927

11 Telephone: (206) 292-9988

12 Facsimile: (206) 343-7053

13 E-mail: jhampton@bpmlaw.com

14 E-mail: ktredway@bpmlaw.com

15 STINSON LLP

16 By /s Todd A. Noteboom (pro hac vice)

17 Todd A. Noteboom, *pro hac vice*

18 Stinson LLP

19 50 South Sixth Street, Suite 2600

20 Minneapolis, MN 55402

21 Telephone: 612-335-1894

22 E mail: todd.noteboom@stinson.com

23 STINSON LLP

24 By /s Jeremy A. Root (pro hac vice)

25 Jeremy A. Root, *pro hac vice*

Stinson LLP

230 W. McCarty Street

Jefferson City, MO 65101

Telephone: 573-636-6263

E mail: jeremy.root@stinson.com

ALSTON & BIRD

By /s/ Tiffany Powers (pro hac vice)

By /s/ Cari K. Dawson (pro hac vice)

Tiffany Powers, *pro hac vice*

Cari K. Dawson, *pro hac vice*

Alston & Bird

One Atlantic Center

1201 West Peachtree Street, Suite 4900

Atlanta, GA 30309-3424

Telephone: 404-881-7000

E-mail: tiffany.powers@alston.com

E-mail: cari.dawson@alston.com

GIBSON DUNN

By /s/ Deborah L. Stein, pro hac vice

Deborah L. Stein, *pro hac vice*

Gibson Dunn

333 South Grand Avenue

Los Angeles, CA 90071-3197

Telephone: 213-229-7164

Facsimile: 213-229-6164

E mail: dstein@gibsondunn.com

Attorneys for Defendant State Farm Life  
Insurance Company